

**AGENDA AMENDED
COLLETON COUNTY COUNCIL
REGULAR MEETING
TUESDAY, MARCH 3, 2020
6:00 P.M.
COUNTY COUNCIL CHAMBERS, OLD JAIL BUILDING
109 BENSON STREET, WALTERBORO, SC**

1. Call to Order
2. Roll Call
3. Invocation & Pledge of Allegiance
4. Approval of Minutes
 - a) Regular Meeting February 4, 2020
5. Awards and Recognitions
6. Appearances & Public Presentations
7. Administrator's Briefing
8. Public Hearing – None
9. Old Business
 - a) 2nd Reading Ordinance 20-O-01, To Amend Chapter 13, Section 13.04.010 of the Colleton County Code of Laws to Provide for the Adoption of Certain Updated Codes as Mandated by State Law.
10. New Business
 - a) 1st Reading **by Title Only** Ordinance 20-O-02, Authorising The Execution And Delivery Of A Fee-In-Lieu Of Tax Agreement By And Among Colleton County And Project Capitol, Whereby Colleton County Will Enter Into A Fee-In-Lieu Of Taxes Arrangement With Project Capitol; Providing For Payment By Project Capitol Of Certain Fees In Lieu Of *Ad Valorem* Taxes; Providing For Certain Special Source Revenue Or Infrastructure Credits; To Further Amend The Multi-County Industrial/Business Park Agreement Between Colleton County, South Carolina And Charleston County, South Carolina, Providing For The Development Of A Jointly Owned And Operated Industrial/Business Park, So As To Include Additional Property In Colleton County As Part Of The Project Capitol, Under The Agreement For Establishment Of Multi-County Industrial/Business Park; And Other Matters Relating Thereto.

- b) Resolution 20-R-13, To Appoint Members to the Colleton County Safety Committee
 - c) Resolution 20-R-14, To Award the Engineering Contract for Water and Wastewater Design at Colleton County Venture Park
 - d) Resolution 20-R-15, To Award the Contract in Accordance with Bid FM-52 for the Installation of a Sewer Pump Station and Force Main at the Colleton County Career Skills Center
 - e) Resolution 20-R-16, To Award the Contract for the Greenway Trail Project Phase 2B
 - f) Resolution 20-R-17, To Appoint Member to Board Vacancies
 - g) Resolution 20-R-18, To Authorize Acceptance and Budgeting of Funds for a Grant for FY 2019-2020
- 11. Items for Information and Public Record
 - 12. Public Comments (3 minutes per person/max time 20 min.)
 - 13. Council Time
 - 14. Executive Session
 - a) Discussion of proposed sale or purchase of property
 - b) Discussion of security, personnel or devices
 - c) Personnel - Fire Rescue
 - 15. Adjournment
 - 16. Informal Meeting of the Whole

Sponsor(s) : County Council
First Reading : February 4, 2020
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A
Second Reading : March 3, 2020
Public Hearing : April 7, 2020
Third Reading : April 7, 2020
Effective Date : Immediately

I. Ruth Mayer
Council Clerk, certify that this
Ordinance was advertised for
Public Hearing on _____.

ORDINANCE NO. 20-O-01

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[To Amend Chapter 13, Section 13.04.010 of the Colleton County Code of Laws to Provide for the Adoption of Certain Updated Codes as Mandated by State Law.]

WHEREAS:

1. Chapter 13, Section 13.04.010 of the Colleton County Code of Laws provides for the adoption of certain codes by reference; and
2. Updated Editions of said Codes have been issued, and in order to keep current with requirements of said Codes, it is necessary to adopt these editions.

NOW, THEREFORE, BE IT ORDAINED BY COLLETON COUNTY COUNCIL, DULY ASSEMBLED, THAT:

1. Chapter 13, Section 13.04.010, Part A (1), is hereby amended to read as follows:

13.04.010 Adoption by reference.

- A. 1. The following Codes are adopted by reference as though they were copied herein fully:

International Building Code – 2018 Edition (IBC 2018), including Chapter 1;
International Fire Code – 2018 Edition (IFC 2018);
International Fuel Gas Code – 2018 Edition (IFGC 2018);
International Mechanical Code – 2018 Edition (IMC 2018);
International Plumbing Code – 2018 Edition (IPC 2018);
International Residential Code – 2018 Edition (IRC 2018);
International Swimming Pool & Spa Code – 2018 Edition; and
NFPA 70 – National Electric Code 2017
(These Codes include South Carolina amendments and Modifications enacted at the state level.)

2. Severability:

If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the invalidity does not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application and to this end, the provisions of this Ordinance are severable.

3. Conflict:

Provisions in other County Ordinances, Resolutions, policies or by-laws in conflict with this Ordinance are hereby repealed.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Steven D. Murdaugh, Chairman

COUNCIL VOTE:
OPPOSED:

Approved as to Form
Sean P. Thornton, County Attorney

Sponsor(s) : County Council
 First Reading : March 3, 2020
 Committee Referral : N/A
 Committee Consideration Date : N/A
 Committee Recommendation : N/A
 Second Reading : April 7, 2020
 Public Hearing : May 15, 2020
 Third Reading : May 15, 2020
 Effective Date : Immediately

I, _____,
 Council Clerk, certify that this
 Ordinance was advertised for
 Public Hearing _____.

ORDINANCE NO. 20-O-02

AUTHORISING THE EXECUTION AND DELIVERY OF A FEE-IN-LIEU OF TAX AGREEMENT BY AND AMONG COLLETON COUNTY AND PROJECT CAPITOL, WHEREBY COLLETON COUNTY WILL ENTER INTO A FEE-IN-LIEU OF TAXES ARRANGEMENT WITH PROJECT CAPITOL; PROVIDING FOR PAYMENT BY PROJECT CAPITOL OF CERTAIN FEES IN LIEU OF *AD VALOREM* TAXES; PROVIDING FOR CERTAIN SPECIAL SOURCE REVENUE OR INFRASTRUCTURE CREDITS; TO FURTHER AMEND THE MULTI-COUNTY INDUSTRIAL/BUSINESS PARK AGREEMENT BETWEEN COLLETON COUNTY, SOUTH CAROLINA AND CHARLESTON COUNTY, SOUTH CAROLINA, PROVIDING FOR THE DEVELOPMENT OF A JOINTLY OWNED AND OPERATED INDUSTRIAL/BUSINESS PARK, SO AS TO INCLUDE ADDITIONAL PROPERTY IN COLLETON COUNTY AS PART OF THE PROJECT CAPITOL, UNDER THE AGREEMENT FOR ESTABLISHMENT OF MULTI-COUNTY INDUSTRIAL/BUSINESS PARK; AND OTHER MATTERS RELATING THERETO.

Sponsor(s) : County Council
Adopted : March 3, 2020
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 20-R-13

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[To Appoint Members to the Colleton County Safety Committee.]

WHEREAS:

1. The Safety Committee was established in 2002 by Ordinance 02-O-15 and amended in 2006 by Ordinance 06-O-21; and
2. Amendment of committee membership shall be changed by County Council resolution.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. Colleton County Council hereby appoints the following employees to the County Safety Committee in accordance with Ordinance 02-O-15 as amended by Ordinance 06-O-21:

Laura Clark	Animal & Environmental Control
Robbie Williams	Facilities Maintenance
Darryl Wilcox	Magistrate's Office
Sierra DeFoor	Library
Helen Bowers	Roads & Bridges
Jack Wright	Fleet Management
Roger Johnson	Fire-Rescue
Donna Lamb	Sheriff's Office
Janet Dillard-Smith	EOC/VA/Coroner
Kaye Syfrett	Finance
Johnny Bartley	Solid Waste
Deagdrea Sadler	Human Resources
George Welch	Risk Management

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Steven D. Murdaugh, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : March 3, 2020
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 20-R-14

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Award the Engineering Contract for Water and Wastewater Design at Colleton County Venture Park.]

WHEREAS:

1. The County advertised a Request for Qualifications, CC-27, for Engineering Services for Water and Wastewater Design at Colleton County Venture Park; and
2. Three proposals were received, and a four-member committee scored them based on qualifications; and
3. Thomas & Hutton meets all of the requirements of the request for qualifications and is the highest scorer; and
4. Staff recommends that County Council award the contract to Thomas & Hutton.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. County Council hereby awards the contract in accordance with CC-27 to Thomas & Hutton.
2. The County Administrator is hereby authorized to negotiate and execute a contract on behalf of the County, after final approval from the EDA Grant Administrator, pending approval of same by the County Attorney.
3. Funding for this contract is to be provided by EDA and RIA grant funds.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Steven D. Murdaugh, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : March 3, 2020
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 20-R-15

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Award the Contract in Accordance with Bid FM-52 for the Installation of a Sewer Pump Station and Force Main at the Colleton County Career Skills Center.]

WHEREAS:

1. The County advertised a Request for Bids, FM-52 for the Installation of a Sewer Pump Station and Force Main at the Colleton County Career Skills Center; and
2. Two bids were received; and
3. Mitchell Construction Co., Inc. meets all of the requirements of the bid and is the lowest bidder; and
4. Staff has reviewed the bids, and recommends the contract be awarded to Mitchell Construction Co., Inc.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. County Council hereby awards the contract in accordance with Bid FM-52 to Mitchell Construction Co., Inc. in the amount of \$76,749 for the installation of a sewer pump station and force main at the Colleton County Career Skills Center.
2. The County Administrator is hereby authorized to execute a contract on behalf of the County pending approval of same by the County Attorney.
3. Funding for this project is available in the General Fund (Fund 100).

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Steven D. Murdaugh, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : March 3, 2020
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 20-R-16

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Award the Contract for the Greenway Trail Project Phase 2B.]

WHEREAS:

1. The County advertised a Request for Bids, PD-23, for the Greenway Trail Project – Phase 2B; and
2. Four bids were received, and Palmetto Sitework Services, LLC meets all of the requirements of the bid and is the lowest bidder at \$118,437.50; and
3. Staff has reviewed the bids, and recommends that the contract for services be awarded to Palmetto Sitework Services, LLC.
4. Funding for this project is provided by South Carolina Department of Parks, Recreation and Tourism Grant in the amount of \$100,000 with the match to come from the Planning & Development FY 2019-2020 budget in the amount of up to \$25,000.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. County Council hereby awards the contract in accordance with Bid PD-23 to Palmetto Sitework Services, LLC in the amount of \$118,437.50 for the Greenway Trail Project – Phase 2B.
2. The County Administrator is hereby authorized to execute said contract on behalf of the County pending approval of same by the County Attorney.
3. Funding shall come from the South Carolina Parks, Recreation and Tourism Grant in the amount of \$100,000 Planning and Development department FY 2020 budget in an amount up to \$25,000.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Steven D. Murdaugh, Chairman

COUNCIL VOTE:
OPPOSED:

Sponsor(s) : County Council
Adopted : March 3, 2020
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 20-R-17

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

(To Appoint Member to Board Vacancies.)

WHEREAS:

1. Board of Adjustments & Appeals (Building Dept.) has two vacancies (One Heating/Air Condition, one Plumbing; and Applicants: None
2. Board of Assessment Appeals has one vacancy; and Applicants: Calvin Bailey
3. Lowcountry Regional Transportation Authority (Breeze) has one vacancy; and Applicants: None
4. Colleton County Recreation Commission has four vacancies; and Applicants: Gregory M. Kinsey, Mark Tomedolskey, Billy W. Chambers, Rodney Blaine Colson, Sr.
5. Edisto River Canoe & Kayak Trail Commission; and Applicants: Alta Mae Marvin
6. Colleton County Fire-Rescue Commission has three vacancies: and Applicants: S.G. (Scooter)Drew, Jr., Clyde Capers
7. The County Council is the appointing authority for Boards.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

The Council Hereby Appoints the following:

Colleton County Board of Assessment Appeals: Calvin Bailey

Colleton County Recreation Commission: Gregory M. Kinsey, Mark Tomedolskey, Billy W. Chambers, Rodney Blaine Colson, Sr.

Edisto River Canoe & Kayak Trail Commission: Alta Mae Marvin

Colleton County Fire-Rescue Commission: S.G. (Scooter)Drew, Jr., Clyde Capers

ATTEST:

Ruth Mayer, Council Clerk

SIGNED:

Steven D. Murdaugh, Chairman

COUNCIL VOTE:

Sponsor(s) : County Council
Adopted : March 3, 2020
Committee Referral : N/A
Committee Consideration Date : N/A
Committee Recommendation : N/A

RESOLUTION NO. 20-R-18

COUNCIL-ADMINISTRATOR FORM OF GOVERNMENT FOR COLLETON COUNTY

[A Resolution to Authorize Acceptance and Budgeting of Funds for a Grant for FY 2019-2020.]

WHEREAS:

1. The County Budget Ordinance requires a Resolution to record all non-budgeted revenues and non-budgeted grant revenues; and
2. The Colleton County Economic Development Department, is the Office of Primary Responsibility (OPR) related to the receipt of non-budgeted income for FY20 received from the South Carolina Department of Commerce Rural Infrastructure Fund Assistance Grant #C-17-2874 for Site Preparation and Building Construction at the Colleton County Commerce Center in the amount of \$1,600,000.

NOW THEREFORE BE IT RESOLVED BY THE COLLETON COUNTY COUNCIL DULY ASSEMBLED THAT:

1. County Council hereby authorizes the designation of appropriate general ledger accounts to record revenue and expenditures in the following fund for the grant and unbudgeted revenues for FY 2020 as listed:
 - a. Fund 120 – Special Revenue Fund; South Carolina Department of Commerce Site Enhancement Initiative Grant for Rural Infrastructure Fund Assistance Grant; #C-17-2874; for Site Preparation and Building Construction at the Colleton County Commerce Center; \$1,600,000.
2. The above listed OPR (Office of Primary Responsibility) is responsible for preparing any external reports related to said funds, complying with grant terms and conditions, coordinating reimbursement requests with the Finance Department in addition to being the responsible party for providing copies of external reports to the Finance Office, grant auditors, and to external auditors at the end of FY 2020 as requested for this grant/non-budgeted revenue received.

ATTEST:

SIGNED:

Ruth Mayer, Council Clerk

Steven D. Murdaugh, Chairman

COUNCIL VOTE:
OPPOSED: